

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA**

**N O T I C E**

**NOTICE** is given of the impending automatic adjustment of certain dollar amounts in the Bankruptcy Code and Official Bankruptcy Forms.

**On April 1, 2001**, automatic adjustments to the dollar amounts stated in various provisions of the Bankruptcy Code, title 11, U.S.C., will become effective. These amended amounts will apply to cases filed on or after April 1, 2001.

These amended dollar amounts will affect eligibility of a debtor to file under Chapter 13 of the Bankruptcy Code, certain maximum values of property that a debtor may claim as exempt, the maximum amount of certain claims entitled to priority, the minimum aggregate value of claims needed to commence an involuntary bankruptcy, and the value of "luxury goods and services" deemed to be nondischargeable. In the Bankruptcy Reform Act of 1994, Congress provided for the automatic adjustment of these dollar amounts at three-year intervals commencing April 1, 1998. The relevant provisions are codified in § 104(b) of the Bankruptcy Code, 11 U.S.C. § 104(b).

Two of the Official Bankruptcy Forms contain references to several of the affected dollar amounts. Accordingly, Official Form 6E, Schedule of Creditors Holding Claims Entitled to Priority, and Official Form 10, proof of Claim, will be amended **April 1, 2001**, and will apply to cases filed on and after that date. The new forms will be added to the Court's Internet web site, under "Bankruptcy Forms" just before April 1.

The chart attached to this **NOTICE** shows: (1) the affected sections of the Bankruptcy Code and both the current and the revised dollar amounts in those sections, and (2) the revised Official Bankruptcy Forms.

Date: March 23, 2001

William C. Redden  
Clerk of Court

<b>Adjustment of Certain Dollar Amounts in Title 11, United States Code</b>		
<b>11 U.S.C.</b>	<b>Dollar Amount to be Adjusted</b>	<b>New (Adjusted) Dollar Amount</b>
Section 109(e) – allowable debt limits for filing bankruptcy under Chapter 13	\$269,250 (each time it appears) \$807,750 (each time it appears)	\$290,525 (each time it appears) \$871,550 (each time it appears)
Section 303(b) – minimum aggregate claims needed for the commencement of an involuntary bankruptcy		
(1) – in paragraph (1)	\$10,775	\$11,625
(2) – in paragraph (2)	\$10,775	\$11,625
Section 507(a) – priority claims		
(1) – in paragraph (3)	\$ 4,300	\$ 4,650
(2) – in paragraph (4)(B)(i)	\$ 4,300	\$ 4,650
(3) – in paragraph (5)	\$ 4,300	\$ 4,650
(4) – in paragraph (6)	\$ 1,950	\$ 2,100
Section 522(d) – value of property exemptions allowed to the debtor		
(1) – in paragraph (1)	\$16,150	\$17,425
(2) – in paragraph (2)	\$ 2,575	\$ 2,775
(3) – in paragraph (3)	\$ 425 \$ 8,625	\$ 450 \$ 9,300
(4) – in paragraph (4)	\$ 1,075	\$ 1,150
(5) – in paragraph (5)	\$ 850 \$ 8,075	\$ 925 \$ 8,725
(6) – in paragraph (6)	\$ 1,625	\$ 1,750
(7) – in paragraph (8)	\$ 8,625	\$ 9,300
(8) – in paragraph (11)(D)	\$16,150	\$17,245
Section 523(a)(2)(C) – “luxury goods and services” or cash advances obtained by the consumer debtor within 60 days before the filing of a bankruptcy petition, which are considered nondischargeable	\$1,075 (each time it appears)	\$1,150 (each time it appears)

In re	Case Number:
Debtor.	(If Known)

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name and mailing address, including zip code, and account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled, "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules.

☐ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

### TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

- ☐ **Extensions of credit in an involuntary case:** Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2).
- ☐ **Wages, salaries, and commissions:** Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4,650\* per person, earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(3).
- ☐ **Contributions to employee benefit plans:** Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
- ☐ **Certain farmers and fishermen:** Claims of certain farmers and fishermen, up to \$4,650\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5).
- ☐ **Deposits by individuals:** Claims of individuals up to \$2,100\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6).
- ☐ **Alimony, Maintenance, or Support\*:** Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7).
- ☐ **Taxes and certain other debts owed to governmental units:** Taxes, customs duties, and penalties owing to federal, state, and local government units as set forth in 11 U.S.C. § 507(a)(8).
- ☐ **Commitments to maintain the capital of an insured depository institution:** Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

\* Amounts are subject to adjustment on April 1, 2004, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

\*FOR CHAPTER 13 ONLY: FILE IN DUPLICATE WITH CLERK, IN TRIPLICATE FOR DATE-STAMPED COPY, SEE #9 BELOW

United States Bankruptcy Court Eastern District of Virginia, _____ Division		Ch 7 ____ Ch 13 ____ Ch 11 ____ PLEASE CHECK CHAPTER
Name of Debtor _____		Case Number _____
		<b>PROOF OF CLAIM</b>
<b>NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S. C. § 503</b>		<div>Creditor # _____</div> <div>THIS SPACE IS FOR COURT USE ONLY</div>
Name of Creditor (The person or other entity to whom the debtor owes money or property)	<input type="checkbox"/> Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.	
Name and Address Where Notices Should be Sent	<input type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case.	
Telephone No. _____	<input type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court.	
Account or other number by which creditor identifies debtor:	Check here if this claim <input type="checkbox"/> amends <input type="checkbox"/> replaces a previously filed claim dated: _____	
<b>1. BASIS FOR CLAIM</b>		
<div><input type="checkbox"/> Goods sold</div> <div><input type="checkbox"/> Money loaned</div> <div><input type="checkbox"/> Taxes</div> <div><input type="checkbox"/> Retiree benefits as defined in 11 U.S. C. § 1114 (a)</div> <div><input type="checkbox"/> Services performed</div> <div><input type="checkbox"/> Personal injury/wrongful death</div> <div><input type="checkbox"/> Other _____</div> <div><input type="checkbox"/> Wages, salaries, and compensation (Fill out below)</div> <div>Your social security number _____</div> <div>Unpaid compensation for services performed from _____ to _____ (date)</div>		
<b>2. DATE DEBT WAS INCURRED:</b>		<b>3. IF COURT JUDGMENT, DATE OBTAINED:</b>
<b>4. Total Amount of Claim at Time Case Filed:</b> \$ _____ If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below. <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.		
<b>5. Secured claim</b> <input type="checkbox"/> Check this box if your claim is secured by collateral (including a right of setoff).  Brief Description of Collateral:  <div><input type="checkbox"/> Real Estate</div> <div><input type="checkbox"/> Motor Vehicle</div> <div><input type="checkbox"/> Other _____</div> Value of collateral: \$ _____  Amount of arrearage and other charges <u>at time case filed</u> included in secured claim above, if any: \$ _____		<b>6. Unsecured Priority Claim</b> <input type="checkbox"/> Check this box if you have an unsecured priority claim Amount entitled to priority \$ _____ Specify the priority of the claim: <div><input type="checkbox"/> Wages, salaries, or commissions (up to \$4,650)*, earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier-11 U.S.C. § 507(a)(3)</div> <div><input type="checkbox"/> Contributions to an employee benefit plan-11 U.S.C. §507(a)(4)</div> <div><input type="checkbox"/> Up to \$2,150* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6)</div> <div><input type="checkbox"/> Alimony, maintenance, or support owed to a spouse, former spouse, or child -11 U.S.C. §507(a)(7)</div> <div><input type="checkbox"/> Taxes or penalties owed to governmental units-11 U.S.C. §507(a)(8)</div> <div><input type="checkbox"/> Other—Specify applicable paragraph of 11 U.S.C. § 507(a)_____</div> <div><small>*Amounts are subject to adjustment on 4/1/04 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</small></div>
<b>7. CREDITS:</b> The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim. <b>8. SUPPORTING DOCUMENTS:</b> <u>Attach copies of supporting documents</u> , such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary. ANY ATTACHMENT MUST BE 8-1/2" BY 11" <b>9. DATE-STAMPED COPY:</b> To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and an additional copy of this proof of claim.		<b>THIS SPACE IS FOR COURT USE ONLY</b>
Date: _____	Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any)	
<small>Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§152 and 3571.</small>		